



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

Region III
841 Chestnut Building
Philadelphia, Pennsylvania 19107

112086
AUG 28 1992

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mrs. Anna Bales
RD #1
Alburtis, Pa. 18011

Re: Crossley Farm, Hereford Township, PA

Dear Mrs. Bales:

This letter is to obtain certain information from you in connection with the Crossley Farm, Hereford Township proposed Superfund Site (Site).

The U.S. Environmental Protection Agency (EPA) is continuing its investigation into the source, extent and nature of the release of hazardous substances, particularly trichloroethylene (TCE), from the Site. This investigation involves, among other things, an inquiry into the financial viability of the responsible parties. EPA may require responsible parties to implement any needed relief action as determined to be necessary and also may hold them liable for all costs incurred by the government in responding to any hazardous substances at the Site. EPA additionally is seeking to obtain information concerning the business records of Mr. Gus Bales. The information you provide may be used by EPA in administrative, civil, or criminal proceedings.

EPA has evaluated information in connection with the investigation of the Site. Based on this information, EPA believes that Mr. Gus Bales was a Potentially Responsible Party (PRP) as the person who accepted drums of spent TCE solvent from the Bally Case and Cooler Company for transport to the Site and the Site was selected by Mr. Bales for the purpose of disposing of this hazardous waste.

EPA requires that you please respond in writing fully and completely to the following items:

1. Provide a copy of the Last Will and Testament of Mr. Gus Bales.
2. Provide a copy of the inventory of Mr. Gus Bales' estate at the time of his death.

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3. If a Federal Estate Tax Form 706 was required, please provide a copy of the completed form.

4. Provide the name and address of the attorney that filed Mr. Gus Bales' Will with the Probate Court.

5. Indicate the current status of the settlement of Mr. Gus Bales' estate.

6. Provide the names and addresses of the beneficiaries of Mr. Gus Bales' estate.

7. Supply any additional information relevant to the finances of Mr. Gus Bales.

8. Provide all records on any transactions Mr. Gus Bales had with the Bally Case and Cooler Company and/or the Crossley Brothers Farm. If there are no transactional documents, briefly explain what happened to Mr. Bales' hauling and excavating business records.

Authority to require submission of this type of information has been given to EPA by Congress under Section 104(e) of the Comprehensive Environmental Response, Compensation and Liability Act of 1980, as amended ("CERCLA"), 42 U.S.C. Section 9604(e). EPA requires that you respond in writing within 30 calendar days of your receipt of this letter.

Section 104 of CERCLA, 42 U.S.C. Section 9604(e) authorizes EPA to pursue penalties for failure to comply with this section or failure to respond adequately to required submissions of information. In addition, providing false, fictitious or fraudulent statements or representations may subject you to criminal penalties under 18 U.S.C. Section 1001. The information you provide may be used by EPA in administrative, civil, or criminal proceedings.

As used in this letter, the term "documents" means: writings (handwritten, typed or otherwise produced or reproduced), and includes, but is not limited to, any invoices, checks, receipts, bills of lading, weight receipts, toll receipts, correspondence, offers, contracts, agreements, deeds, leases, manifests, licenses, permits, bids, proposals, policies of insurance, logs, books of original entry, minutes of meetings, memoranda, notes, calendar or diary entries, agendas, bulletins, notices, announcements, charts, maps, photographs, drawings, manuals, brochures, reports of scientific study or investigation, schedules, price lists, telegrams, teletypes, photo-records, magnetic voice or video records, tapes, summaries, magnetic tapes, punch cards, recordings, discs, computer printout, or other data compilations from which information can be obtained or translated.

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You are entitled to assert a claim of business confidentiality covering all or part of the submitted information, in the manner described in 40 C.F.R. Section 2.230(b). Information subject to a claim of business confidentiality will be made available to the public only in accordance with the procedures set forth in 40 C.F.R. Part 2 Subpart B. If a claim of business confidentiality is not asserted at the time the required information is submitted to EPA, EPA may make this information available to the public without further notice to you. Further, if for any reason you do not provide all information responsive to this letter, in your answer to EPA you must: (1) describe specifically what was not provided, (2) supply to EPA a clear identification of the document(s) not provided, and (3) provide to EPA an appropriate reason why the document(s) was not provided.

This required submission of information is not subject to the approval requirements under the Paperwork Reduction Act of 1980, 44 U.S.C. Section 3501, et seq.

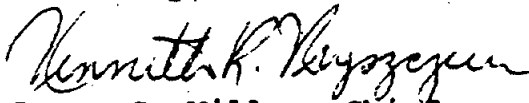
We appreciate and look forward to your prompt response to this letter. EPA is convinced that the appropriate investigation and clean-up of hazardous sites can be accomplished only through full participation of all parties, and we note your contribution to this effort through your response to this letter.

All documents and information should be sent to:

Mary Anne Daly
U.S. Environmental Protection Agency
PRP Search Section (3HW11)
841 Chestnut Building
Philadelphia, Pennsylvania 19107

If you have any questions concerning this matter, please contact Ms. Daly at (215) 597-8981 or Mr. Roy Schrock at (215) 597-0913. Legal questions may be referred to Mr. Charles Hayden at (215) 597-3211.

Sincerely,


for Larry S. Miller, Chief
PRP Search Section

cc: Roy Schrock (3HW22)
Charles Hayden (3RC31)
Don Becker, PaDER

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